

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Banerjee *et al.*

Serial No.: 09/887,281

Conf. No.: 6268

Filed: June 22, 2001

For: **BRONCHODILATING COMPOSITIONS AND METHODS**

Art Unit: 1614

Examiner: Weddington, K. E.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number  
EL865036173US

Date of Deposit February 11, 2002

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and addressed to:  
Commissioner for Patents, Washington, D.C.  
20231

  
Kelly Fischer

**INFORMATION DISCLOSURE STATEMENT IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

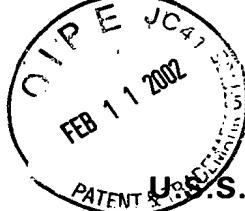
Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§ 1.97-1.98. Forms PTO-1449 (4 pages) are provided herewith.

The documents cited on the Forms PTO-1449 and supplied herewith are in the English language, with the exception of item AF. Item AF (German Patent No. DE 2305092) is in the German language and is supplied with an English language Derwent abstract describing the subject matter (item AL). Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

TECH CENTER 1600/2900  
FEB 20 2002  
#5

RECEIVED  
FEB 20 2002



U.S.S.N. 09/887,281

Banerjee, et al.

IDS

Applicant also makes known to the Examiner the following U.S. applications, which are commonly owned and/or have one or more inventors in common.

<u>U.S.S.N.(App. no.)</u>	<u>Filing Date</u>	<u>Docket No.</u>
60/284,606	04/17/01	P1013
60/284,607	04/17/01	P1014
09/887,496	06/22/01	1014

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

\* \* \*

Respectfully submitted,  
HELLER EHRLMAN WHITE & McAULIFFE LLP

By:

  
Dale L. Rieger  
Registration No. 43,045

Atty Docket No. 18025-1013

Address all correspondence to:

Stephanie Seidman, Esq.

HELLER EHRLMAN WHITE & McAULIFFE LLP

4350 La Jolla Village Drive, 7th Floor

San Diego, California 92122

Telephone: (858) 450-8400

Facsimile: (858) 587-5360

E-mail: sseidman@hewm.com